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 (Not for submission under 37 CFR 1.99)

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| Application Number | 10580596 |
| Filing Date | 2006-05-25 |
| First Named Inventor | Negrotto |
| Art Unit | 1638 |
| Examiner Name | |
| Attorney Docket Number | 70325USPCT |

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| | 1 | 2002/078437 | WO | | 2002-10-10 | | | <input type="checkbox"/> |
| | 2 | 2003/075655 | WO | | 2003-09-18 | | | <input type="checkbox"/> |
| | 3 | 1996/10083 | WO | | 1996-04-04 | | | <input type="checkbox"/> |

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| | 4 | 1998/44137 | WO | | 1998-10-06 | | | <input type="checkbox"/> |
| | 5 | 2004/039986 | WO | | 2004-05-13 | | | <input type="checkbox"/> |
| | 6 | 2003/013224 | WO | | 2003-02-20 | | | <input type="checkbox"/> |
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|--------------------|---------|---|--------------------------|
| | 1 | Barth, Holger et al., The uptake machinery of clostridial actin ADP-ribosylating toxins-a cell delivery system for fusion proteins and polypeptides drugs, Naunyn-Schmiedeberg's Arch Pharmacol (2002) 366: 501-512 | <input type="checkbox"/> |
| | 2 | Liao, et al., Toxicity of <i>Bacillus thuringiensis</i> insecticidal proteins for <i>Helicoverpa armigera</i> and <i>Helicoverpa punctigera</i> (Lepidoptera: Noctuidae), major pests of cotton, Journal of Invertebrate Pathology 80 (2202) 55-63 | <input type="checkbox"/> |
| | 3 | Birn, B. et al., <i>Mus musculus</i> clone RP24-21711, Working draft sequence, 4 unordered pieces," Database accession no. AC120146 | <input type="checkbox"/> |
| | 4 | Rothstein, Steven J., et al., Promoter cassettes, anti-biotic-resistance genes, and vectors for plant transformation. <i>Gene</i> (1987) 53: 153-161. | <input type="checkbox"/> |
| | 5 | Umbeck, P., et al., Genetically transformed cotton (<i>Gossypium hirsutum</i> L.) plants. <i>Biotechnology</i> (1987) 5:263-266. | <input type="checkbox"/> |

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| 6 | Rajguru, S. N., et al., Assessment of resistance of cotton transformed with lectin genes to tobacco budworm (Heliothis virescens). Proceedings of the Beltwide Cotton Conference (1998) 1:490-491. | <input type="checkbox"/> |
| 7 | Database EMBL [Online] "Mus musculus clone RP23-182G17, LOW_PASS SEQUENCE SAMPLING". XP002318755 retrieved from EBI accession no. EM_PRO:AC101211 Positions 51663 - 51683, November 25, 2001 | <input type="checkbox"/> |
| 8 | Database EMBL [Online] "Mus musculus BAC clone RP23-~307E9~from chromosome 7, complete sequence " XP002318982 retrieved from EBI accession no. EM_PRO:AC131669 Positions 14695 - 14715, August 28, 2002 | <input type="checkbox"/> |
| 9 | ANONYMOUS: "Application for license for dealings involving an intentional release into the environment DIR 036/2003, Title: Breeding and pre-commercial evaluation of transgenic cotton expressing a vegetative insecticidal protein (VIP) and a herbicide tolerance gene", INTERNET ARTICLE, [Online] October 2003, XP002318972 AUSTRALIA. Retrieved from the Internet: URL: http://www.ogtr.gov.au/pdf/ir/dir036finalarmp.pdf > retrieved on 2005-02-22 | <input type="checkbox"/> |
| 10 | Rice, "Specific Primers for the Detection fo Vip3A insecticidal gene within a Bacillus thuringiensis collection" LETTERS IN APPLIED MICROBIOLOGY, Vol. 28, no. 5, May 1999 pgs. 378-382, XP002318971 | <input type="checkbox"/> |
| 11 | Selvapandiany et al., "Toxicity analysis of N-and C- terminus-deleted vegetative insecticidal protein from Bacillus thuringiensis" APPLIED AND ENVIRONMENTAL MICROBIOLOGY, Washington, DC, US Vol. 67, No. 12, December 2002 pgs. 5855-5858, XP002251845 | <input type="checkbox"/> |
| 12 | Yu et al., "The Bacillus Thuringiensis Vegetative Insecticidal Protein VIP3A Lyses Midgut Epithelium Cells of Susceptible Insects", APPLIED AND ENVIRONMENTAL MICROBIOLOGY, Washington, DC, Vol. 63, No. 2, February 1997 pgs. 532-536, XP000673006 | <input type="checkbox"/> |

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See attached certification statement.
 Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
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A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

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| Signature | /Gregory W. Warren/ | Date (YYYY-MM-DD) | 2007-09-18 |
| Name/Print | Gregory W. Warren | Registration Number | 48385 |

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